

GARY S. WINUK  
Chief of Enforcement  
**FAIR POLITICAL PRACTICES COMMISSION**

428 J Street, Suite 620  
Sacramento, CA 95814  
Telephone: (916) 322-5660  
Facsimile: (916) 322-1932

Attorney for Complainant

BEFORE THE FAIR POLITICAL PRACTICES COMMISSION

STATE OF CALIFORNIA

|                          |                             |
|--------------------------|-----------------------------|
| In the Matter of         | ) FPPC No. 10/608           |
|                          | )                           |
|                          | )                           |
| TULE RIVER INDIAN TRIBE; | ) STIPULATION, DECISION and |
|                          | ) ORDER                     |
|                          | )                           |
| Respondent.              | )                           |
|                          | )                           |
|                          | )                           |
|                          | )                           |

Complainant Roman G. Porter, Executive Director of the Fair Political Practices Commission, and Respondent Tule River Indian Tribe, hereby agree that this Stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

The parties agree to enter into this Stipulation to resolve all factual and legal issues raised in this matter and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondent.

Respondent understands, and hereby knowingly and voluntarily waives, any and all procedural rights set forth in Sections 83115.5, 11503 and 11523 of the Government Code, and in Section 18361.1 through 18361.9 of Title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear at any administrative hearing held in this matter, to be represented by an attorney at Respondent's own expense, to confront and cross-examine all witnesses testifying at the

1 hearing, to subpoena witnesses to testify at the hearing, to have an impartial administrative law judge  
2 preside over the hearing as a hearing officer, and to have the matter judicially reviewed.

3 Respondent Tule River Indian Tribe stipulates and agrees that they violated the Political Reform  
4 Act by failing to timely file lobbyist employer disclosure reports, pursuant to Government Code Section  
5 86115 (4 counts), as described in Exhibit 1. Exhibit 1 is attached hereto and incorporated by reference  
6 as though fully set forth herein. Exhibit 1 is a true and accurate summary of the facts in this matter.

7 Respondent Tule River Indian Tribe agrees to the issuance of the Decision and Order, which is  
8 attached hereto. Respondent Tule River Indian Tribe, also agrees to the Commission imposing upon it  
9 an administrative penalty in the amount of Seven Thousand Dollars (\$7,000).

10 A cashier's check from Respondent totaling Seven Thousand Dollars (\$7,000), made payable to  
11 the "General Fund of the State of California," is submitted with this Stipulation as full payment of the  
12 administrative penalty, to be held by the State of California until the Commission issues its Decision and  
13 Order regarding this matter. The parties agree that in the event the Commission refuses to accept this  
14 Stipulation, it shall become null and void, and within fifteen (15) business days after the Commission  
15 meeting at which the Stipulation is rejected, all payments tendered by Respondent in connection with  
16 this Stipulation shall be reimbursed to Respondent. Respondent further stipulates and agrees that in the  
17 event the Commission rejects the Stipulation, and a full evidentiary hearing before the Commission  
18 becomes necessary, neither any member of the Commission, nor the Executive Director, shall be  
19 disqualified because of prior consideration of this Stipulation.

20  
21  
22 Dated: \_\_\_\_\_

\_\_\_\_\_  
Roman G. Porter, Executive Director  
Fair Political Practices Commission

23  
24  
25 Dated: \_\_\_\_\_

\_\_\_\_\_  
Sam Cohen, on behalf of Tule River Indian Tribe

**DECISION AND ORDER**

The foregoing Stipulation of the parties “In the Matter of Tule River Indian Tribe, FPPC No. 10/608,” including all attached exhibits, is hereby accepted as the final Decision and Order of the Fair Political Practices Commission, effective upon execution below by the Chairman.

IT IS SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Ann Ravel, Chair  
Fair Political Practices Commission